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FORM 9-6

Practitioner's Docket No. TRW(TE)5659

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Albert W. DeBoni

Serial No.: 09/839,911

Group No.: 3661

Filed: April 20, 2001

Examiner: M. Coleman

For: SYSTEM AND METHOD FOR CONTROLLING VEHICLE SUSPENSION
COMPONENTS AND VEHICLE OCCUPANT PROTECTION DEVICES

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCESApplicant hereby appeals to the Board from the decision of the Primary Examiner,
mailed March 29, 2004, finally rejecting claims 1-5, 7-10 and 12-14.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

☒ other than a small entity.☐ a small entity.

A verified statement

☐ is attached.☐ was already filed on _____

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8A)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service,
with sufficient postage, as First Class Mailing in an
envelope addressed to the Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

FACSIMILE

☒ transmitted by facsimile to the
Patent and Trademark Office.
(703)872-9306Date: July 29, 2004

Signature

Lisa L. Pringle

(Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences [9-6] (Page 1 of 3))

08/17/2004 DBATES 00000018 200090 09839911

01 FC:1251 110.00 DA
02 FC:1401 330.00 DA

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2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(e), the fee for filing the Notice of Appeal is:

<input type="checkbox"/>	small entity	\$165.00
<input checked="" type="checkbox"/>	other than small entity	\$330.00
	Notice of Appeal fee due	<u>\$330.00</u>

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 C.F.R. 1.191 are subject to the provision of § 1.136 for patent applications. 37 C.F.R. 1.191(d). (But see 37 C.F.R. 1.645 for extension of time in interference proceedings and 37 C.F.R. 1.55(c) for extension of time in reexamination proceedings).

(complete (a) or (b), as applicable)

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.117(a)-(d) for the total number of months checked below:

Extension (months)	Fee other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$420.00	\$210.00
<input type="checkbox"/> three months	\$950.00	\$475.00
<input type="checkbox"/> four months	\$1480.00	\$740.00

Fee \$110.00

If an additional extension of time is required, please consider this a petition therefore.

(check and complete the next item, if applicable)

☒ An extension for ___ months has already been secured. The fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$110.00

or
(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

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4. TOTAL FEE DUE

The total fee due is:

: Notice of Appeal fee \$330.00: Extension fee (if any) \$110.00**TOTAL FEE DUE \$440.00****5. FEE PAYMENT:**

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 20-0090 the sum of \$440.00.
A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, 1065 O.G. 31-33.

- ☒ If any additional extension and/or fee is required,
charge Account No.: 20-0090.
- ☐ If any additional fee for claims is required,
charge Account No.: _____.

Reg. No.: 29,709

Tel. No.: (216)821-2234

CUSTOMER NO. 26294


SIGNATURE OF ATTORNEY

Barry L. Tummino
(type or print name of attorney)

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